



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: **PATEL et al.**

Attorney Docket No.: P19-US

Serial Number: **10/005,308**

Group Art Unit: 2812

Filed: **12/03/2001**

Examiner: Unknown

For: **A METHOD FOR FORMING A MICRO-ELECTROMECHANICAL DEVICE**

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION

Date: November 1, 2002

Box Missing Parts  
Assistant Commissioner of Patents  
Washington, D.C. 20231

Dear Sir or Madam:

A "Notice to File Missing Parts of Nonprovisional Application" was mailed on March 30, 2002. In the Notice, it was indicated that an oath or declaration was missing. Enclosed herewith is a Declaration and Power of Attorney signed by all inventors.

Also enclosed is a copy of the Notice to File Missing Parts, as well as a check for the \$65.00 surcharge under 37 CFR 1.16(e). In the event any additional fees are required with this response, please charge our Deposit Account No. 501516.

Respectfully submitted,

Reflectivity, Inc.  
350 Potrero Avenue  
Sunnyvale, CA 94085

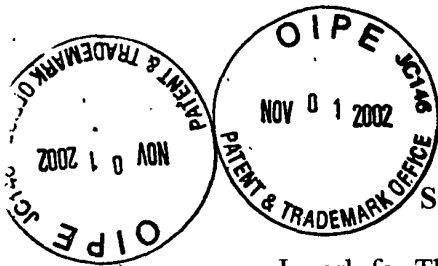
Tel:(408) 737-8100 x 136  
Fax:(408) 737-8153

  
Gregory R. Muir  
Attorney for Applicants  
Registration No. 35,293

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NOV 05 2002

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**Statement Re: Patent Application No. 10/005,308**

I work for The Affiliates, a legal placement service, and I accepted an assignment at Reflectivity, Inc. beginning on October 7, 2002 for the purpose of preparing Information Disclosure Statements for several of Reflectivity's patent applications. One of the applications for which I was asked to prepare an IDS was 10/005,308. On October 9, 2002 I pulled the application file to begin the IDS, and found a Declaration and Power of Attorney for Patent Application in the back pocket of the file. The Declaration had been executed on December 12, 2001, and had the original signatures of all the inventors. It also had a post-it note on it which read "Send when Notice to File Missing Parts arrives." I found the Notice to File Missing Parts on the left side of the file folder, behind the Filing Receipt which had been mailed the same day, and the Notice of Recordation of Assignment Document which had been mailed on June 25, 2001. Since it appeared that the Declaration had never been sent to the USPTO, I brought it to the attention of Gregory Muir, the Chief Patent Counsel at Reflectivity. He confirmed that the failure to send the Declaration had been an oversight and that Reflectivity had no intention of abandoning the application. He asked me to continue preparing the IDS for the application, as he intended to request that the application be revived.

Signature:

Anne T. Collette  
Anne T. Collette

Date:

October 29, 2002

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/005,308	12/03/2001	Satyadev R. Patel	P19-US

CONFIRMATION NO. 7909

## FORMALITIES LETTER



\*OC000000007675959\*

GREGORY R. MUIR  
REFLECTIVITY, INC.  
SUITE 103  
3910 FREEDOM CIRCLE  
SANTA CLARA, CA 95054

Date Mailed: 03/20/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/05/2002 AMONDAF1 00000157 10005308

02 FC:2051

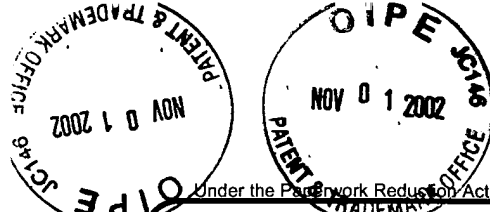
65.00 OP

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#5



PTO/SB/17 (10-02)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 1,685.00

## Complete if Known

Application Number	10/005,308
Filing Date	DECEMBER 3, 2002
First Named Inventor	PATEL et al.
Examiner Name	
Art Unit	2812
Attorney Docket No.	P19-US

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NOV 05 2002

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## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:  
Deposit Account Number: 501516  
Deposit Account Name: REFLECTIVITY, INC.

The Commissioner is authorized to: (check all that apply)  
☐ Charge fee(s) indicated below ☐ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	65.00
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	400	2252	200	Extension for reply within second month	
1253	920	2253	460	Extension for reply within third month	
1254	1,440	2254	720	Extension for reply within fourth month	
1255	1,960	2255	980	Extension for reply within fifth month	980.00
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,280	2453	640	Petition to revive - unintentional	
1501	1,280	2501	640	Utility issue fee (or reissue)	
1502	460	2502	230	Design issue fee	
1503	620	2503	310	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	740	2809	370	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	740	2810	370	For each additional invention to be examined (37 CFR 1.129(b))	
1801	740	2801	370	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Adjusted dates: 11/02/2002  
11/03/2002  
03/02/2003  
Repl'n. Ref: 11/02/2002  
Date: 11/03/2002  
Filing Number: 10005308  
FC: 9204

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	740	2001	370	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	510	2003	255	Plant filing fee	
1004	740	2004	370	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$ ) 0.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims Fee from below Fee Paid

Total Claims  -20\*\* =  X \$9 =

Independent Claims  -3\*\* =  X \$42 =

Multiple Dependent  =

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$ ) 0.00

\*\*or number previously paid, if greater; For Reissues, see above

Other fee (specify) \_\_\_\_\_  
\*Reduced by Basic Filing Fee Paid  
SUBTOTAL (3) (\$ ) 1,685.00

SUBMITTED BY		(Complete if applicable)	
Name (Print/Type)	Gregory R. Muir	Registration No. (Attorney/Agent)	35,293
Signature		Telephone	408-737-8100
		Date	11/01/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

11/05/2002 ANUNDRAF1 00000157 10005308  
980.00 DP  
03 FC:2255